

6. NOTICE FOR 15-DAY COMMENT PERIOD

**OFFICE OF ADMINISTRATIVE LAW
300 CAPITOL MALL, SUITE 1250
SACRAMENTO, CA 95814**

October 29, 2007

**NOTICE OF MODIFICATIONS TO TEXT OF
PROPOSED REGULATIONS**

Pursuant to the requirements of Government Code section 11346.8 (c), and section 44 of Title 1 of the California Code of Regulations, the Office of Administrative Law is providing notice of changes made to the proposed regulation text for sections 48, 50 and 52 and to amend sections 8 and 55. Sections 50, 52 and 55 were the subject of a regulatory hearing on April 3, 2007. Amendment of section 8 and adoption of section 48 are included because they are sufficiently related to the proposed changes at that hearing.

The changes are in response to comments received regarding the proposed regulation. The changes being made are:

Section 8 - This section now clarifies the difference between express terms and final text and the requirements for each in certificate of compliance filings pursuant to Government Code section 11346.1(e).

Section 48 - This section was added to ensure that the regulated public knows that at least 5 days notice is required prior to submission of the emergency regulation to the Office and that the Office will accept public comment for 5 days once the file is submitted. Currently there is no mechanism by which the regulated public is made aware that they are able to comment on the proposed emergency regulations.

Section 50 - First, the heading of this section is being changed to be more accurate in describing its substantive content. Second, this section was amended to specify what is to be submitted to OAL in emergency filings. Previously this section only identified the notice statement as being required.

Section 52 - This section was changed to be more clear and concise. In addition, the section was amended to reflect the fact that pursuant to the clear language of Government Code section 11346.1(a)(2), the five-day notice is required for readoptions of an emergency regulation. A new subsection was added to clarify

that for a readoption an agency may incorporate by reference the previous rulemaking record rather than resubmit the entire contents again.

Section 54 - This section was deleted.

Section 55 - This section was changed to be more clear and concise.

If you have any comments regarding the proposed changes, the Office will accept written comments between October 30, 2007 and November 16, 2007. All written comments must be submitted to the Office no later than 5:00 p.m. on November 16, 2007 and addressed to:

George Shaw
Office of Administrative Law
300 Capitol Mall, Suite 1250
Sacramento, CA 95814

All written comments received by 5:00 p.m. on November 16, 2007, which pertain to the indicated changes will be reviewed and responded to by the Office as part of the compilation of the rulemaking file. Please limit your comments to the modifications to the text.